

AMENDED IN SENATE MAY 28, 2013

AMENDED IN SENATE MAY 7, 2013

AMENDED IN SENATE MARCH 21, 2013

SENATE BILL

No. 267

Introduced by Senator Pavley

February 13, 2013

An act to add ~~Section 12289 to the Elections Code, relating to elections~~ Chapter 6 (commencing with Section 26245) to Division 16.3 of the Public Resources Code, relating to energy efficiency, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

SB 267, as amended, Pavley. ~~Polling places: higher education campuses. Proposition 39: implementation.~~

The California Clean Energy Jobs Act, an initiative approved by the voters at the November 6, 2012, statewide general election as Proposition 39, made changes to corporate income taxes and, except as specified, provides for the transfer of \$550,000,000 annually from the General Fund to the Clean Energy Job Creation Fund for 5 fiscal years beginning with the 2013–14 fiscal year. Moneys in the Clean Energy Job Creation Fund are available, upon appropriation by the Legislature, for purposes of funding eligible projects that create jobs in California improving energy efficiency and expanding clean energy generation. Existing law provides for the allocation of these funds for eligible projects at public school facilities, university and college facilities, and other public buildings and facilities, as well as job training and workforce development, and public-private partnerships, as specified.

This bill would require the State Energy Resources Conservation and Development Commission to develop and administer a financial assistance program to assist the California Community Colleges, the California State University, and the University of California with energy efficiency and clean energy onsite generation projects. The bill would require the commission to develop and adopt specific guidelines for the program. The bill would appropriate for the 2013–14 fiscal year an unspecified sum from the Clean Energy Job Creation Fund to the commission for the above purpose, thereby making an appropriation.

~~(1) Existing law requires elections officials to establish a convenient number of election precincts and designate a polling place for each precinct. Under existing law, the local elections official may request the use of school buildings as polling places.~~

~~This bill would, for statewide general elections held in November of each even-numbered year, require the county or city and county elections official to establish precincts consisting solely of, and corresponding polling places within, each campus of a community college, the California State University, or the University of California, if the campus meets specified requirements. The bill would require the California State University and the California Community Colleges, and request the University of California, to provide access for the use of their campuses as polling places. By requiring county and city and county elections officials to perform new duties, and the California Community Colleges to provide access as polling places, the bill would impose a state-mandated local program.~~

~~(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.~~

Vote: majority. Appropriation: ~~no~~ yes. Fiscal committee: yes.
State-mandated local program: ~~yes~~ no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Chapter 6 (commencing with Section 26245) is
- 2 added to Division 16.3 of the Public Resources Code, to read:

1 *CHAPTER 6. PROGRAMS FOR PUBLIC POSTSECONDARY*
2 *EDUCATIONAL FACILITIES*

3
4 26245. (a) *The State Energy Resources Conservation and*
5 *Development Commission shall develop and administer a financial*
6 *assistance program to assist the California Community Colleges,*
7 *the California State University, and the University of California*
8 *with energy efficiency and clean energy onsite generation projects.*

9 (b) *In addition to the criteria specified in Section 26206, the*
10 *State Energy Resources Conservation and Development*
11 *Commission shall develop and adopt guidelines that do all of the*
12 *following:*

13 (1) *Establish audit standards and procedures.*

14 (2) *Ensure that the projects receiving financial assistance are*
15 *consistent with the state's loading order, as described in the Energy*
16 *Plan II jointly adopted by the State Energy Resources Conservation*
17 *and Development Commission and the Public Utilities Commission.*

18 (3) *Ensure that the projects are reliable and feasible with total*
19 *energy savings benefits exceeding project costs.*

20 (4) *Establish energy savings measurement and verification*
21 *standards.*

22 (5) *Require the recipient of financial assistance to report to the*
23 *commission on energy savings achieved.*

24 (6) *If the project is for clean energy onsite generation, require*
25 *that the energy cost savings over 75 percent of the expected life*
26 *of the project will exceed the initial investment.*

27 (7) *Give priority to projects that have the highest energy savings*
28 *relative to the amount of public moneys used to finance the project.*

29 (8) *Include funding for the California Community Colleges, the*
30 *California State University, and the University of California in*
31 *the following proportions:*

32 (A) ____ percent for projects of the California Community
33 Colleges.

34 (B) ____ percent for projects of the California State University.

35 (C) ____ percent for projects of the University of California.

36 (9) (A) *Require the Chancellor of the California Community*
37 *Colleges to be responsible for submitting to the commission*
38 *applications for financial assistance and reports on project*
39 *outcomes.*

1 (B) Require the Trustees of the California State University to
2 be responsible for submitting to the commission applications for
3 financial assistance and reports on project outcomes.

4 (C) Require the University of California to be responsible for
5 submitting to the commission applications for financial assistance
6 and reports on project outcomes.

7 (c) The State Energy Resources Conservation and Development
8 Commission may use its existing grant and financing programs to
9 minimize administrative costs associated with the program,
10 including the program developed pursuant to the Energy
11 Conservation Assistance Act of 1979 (Chapter 5.2 (commencing
12 with Section 25410) of Division 15).

13 26246. The sum of _____ dollars (\$_____) is hereby appropriated
14 for the 2013–14 fiscal year from the Clean Energy Job Creation
15 Fund to the State Energy Resources Conservation and Development
16 Commission for the purposes of this chapter.

17 SECTION 1. Section 12289 is added to the Elections Code, to
18 read:

19 ~~12289. (a) For each statewide general election held on the first~~
20 ~~Tuesday after the first Monday in November of each~~
21 ~~even-numbered year, the county or city and county elections~~
22 ~~official shall establish precincts consisting solely of, and~~
23 ~~corresponding polling places within, each campus of a community~~
24 ~~college, the California State University, and the University of~~
25 ~~California, if the campus meets all of the following requirements:~~

26 ~~(1) The campus is within the county or city and county's~~
27 ~~jurisdiction.~~

28 ~~(2) At least 1,000 people live on the campus.~~

29 ~~(3) The campus complies with accessibility requirements and~~
30 ~~guidelines for polling places established by the Secretary of State.~~

31 ~~(b) The California State University and the California~~
32 ~~Community Colleges shall, and the University of California is~~
33 ~~requested to, provide access for use of their campuses as polling~~
34 ~~places. This section does not apply to a campus of the University~~
35 ~~of California if the campus refuses a request for access to the~~
36 ~~campus as a polling place.~~

37 ~~(c) An elections official may establish, pursuant to this section,~~
38 ~~multiple polling places within a campus to meet the unique~~
39 ~~population needs of each campus.~~

1 ~~(d) Each campus within which a polling place is established~~
2 ~~pursuant to this section and the elections official establishing the~~
3 ~~polling place are encouraged to inform the campus community~~
4 ~~that only voters who are registered within the campus precinct~~
5 ~~boundaries are allowed to vote at the campus polling place.~~

6 ~~(e) An elections official may establish a polling place within a~~
7 ~~campus within which a polling place is not required to be~~
8 ~~established pursuant to this section.~~

9 ~~SEC. 2. If the Commission on State Mandates determines that~~
10 ~~this act contains costs mandated by the state, reimbursement to~~
11 ~~local agencies and school districts for those costs shall be made~~
12 ~~pursuant to Part 7 (commencing with Section 17500) of Division~~
13 ~~4 of Title 2 of the Government Code.~~